



214704

September 14, 2005



VIA UPS OVERNIGHT DELIVERY

Mr. Vernon Williams, Secretary
Surface Transportation Board
1925 "K" Street, N.W.
Washington, DC 20423-0001

RE: STB Docket No. AB-33 (Sub-No. 208X), Union Pacific Railroad Company - Abandonment Exemption - In Marshall County, Kansas (Marietta Industrial Lead) from M.P. 133.13 to M.P. 125.0

Dear Mr. Williams:

The Union Pacific Railroad Company ("Union Pacific") has received a request from the Nebraska Trails Foundation, Inc. ("NTF") for an additional 90-day extension in which to complete negotiations for the acquisition of that portion of the Union Pacific's right of way at Marshall County, Kansas from M.P. 133.13 to M.P. 125.0 known as the Marietta Industrial Lead for trail use. Negotiations continue to move forward and the Union Pacific is willing to continue to negotiate with the NTF concerning the acquisition of the subject property for trail use for the requested 90 days to and including December 8, 2005. A copy of the NTF's request is attached hereto as Exhibit "A" and hereby made a part hereof.

Ten (10) additional copies of this letter and exhibit are enclosed for the Board's use and distribution.

Sincerely yours,



Enclosures

cc: Nebraska Trails Foundation

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Mack H. Shumate, Jr.
Senior General Attorney, Law Department

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Nebraska Trails Foundation
1644 Woodsvlew
Lincoln, NE 68502-4649

EXHIBIT "A"

Sept. 8, 2005

Vernon Williams, Secretary
Surface Transportation Board
1925 K St., NW
Washington, DC 20423-0001

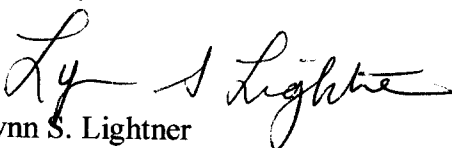
Re: Surface Transportation Board Docket No. AB-33 (Sub-No 208X) Union Pacific Railroad Company Abandonment Exemption in Marshall County, Kansas, (Marietta Industrial Lead) from mile post 133.13 near Marysville to mile post 125.0 near Marietta.

Dear Mr. Williams

On June 21, 2004, the Surface Transportation Board extended the negotiating period of NITU for AB-33 (Sub-No 208X) Union Pacific Railroad Company-Marietta Lead in Marshall County, KS M.P. 133.13 to M.P. 125.0 until December 12, 2004 with the Nebraska Trails Foundation, Inc. (NTF). Again on December 12, 2004 the STB extended an additional 90 days until March 12, 2005. Again on April 4, 2005 the STB extended an additional 90 days until June 10, 2005. Then on June 8, 2005 the STB extended an additional 90 days to Sept. 8, 2005. Due to ongoing negotiations with the Union Pacific Railroad Co., the Nebraska Trails Foundation, Inc. requests an extension of NITU for an additional 90 days (until December 8, 2005).

Enclosed is the fee of \$350.00 as well as ten copies for your distribution.

Sincerely,


Lynn S. Lightner
For the Foundation
5601 Guenevere Ln.
Lincoln, NE 68512

Cc: Gale Breed, Pres. NTF
Mark Jensen, UPR
Mack Shumate, Jr., Senior General Attorney ey UPR
Steve O'Neal, City of Marysville Quality of Life Cte
Ross Greathouse
David Scoby, Treasurer NTF

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LAW DEPARTMENT
UNION PACIFIC RR CO.